IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

WP(Crl.).No. 66 of 2007(S)

PETITIONER:

K.VAIDYANATHAN, AGED 75 YEARS,
S/O.LATE S.KRISHNA IYER, FLAT NO.3E,
RAMALAKSHMAN RESIDENCE, 18/16,
METTUPALAYAM ROAD, THODIYALUR P.O.,
COIMBATORE-641 034.

BY ADV. SRI.K.RAMAKUMAR
SRI.T.RAMPRASAD UNNI

RESPONDENTS:
---

1. **MS AMMINI @ SHYLAJA,**
   D/O.SARSWATHY AMMA, T.C.37/622,
   GOKULAM, NEAR KOSAKODU KALMANDAPOM,
   THIRUMALA P.O., TIRUVANANTHAPURAM.

2. **THE CITY COMMISSIONER OF POLICE,**
   THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(Crl.) NO.66 Of 2007 (S)

Dated this the 28th day of March, 2007

JUDGMENT

KOSHY,J.

This is a petition for Habeas Corpus for the production of the body of the son of the petitioner. It is stated that he was missing from 1998 onwards and he was living with one Ammini and now the complaint is that he is missing. It is also stated that the said Ammini is residing in the jurisdiction of the 2nd respondent. This petition is filed only when Ammini filed petition for maintenance. Ext.P1 is dated 9.12.2000. Considering the facts and circumstances of the case, we are of the opinion that it is not proper for us to issue order in a Habeas corpus petition at this stage. However, petitioner is free to file a complaint before the police station for "man missing". Petitioner is free to produce the copy of the judgment also along with the complaint. With the above observations this writ petition is disposed of.

J.B.KOSHY,JUDGE

T.R.RAMACHANDRAN NAIR,JUDGE

prp

J.B. KOSHY AND
T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No./2007

Judgment

Dated:21st March, 2007